

# **EXHIBIT 3**

**08/219,200**

**Petition under 37 C.F.R. §1.47(a)**



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# MANDEL & ADRIANO

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October 15, 2002

**U.S. Mail – Return Receipt Requested**

Dr. Peter S. Linsley  
2528 11<sup>th</sup> Avenue West  
Seattle, Washington 98119

Dr. Jeffrey A. Ledbetter  
306 NW 113<sup>th</sup> Place  
Seattle, Washington 98117

Dr. Nitin K. Damle  
Wyeth Research  
401 North Middletown Road 200-4604  
Pearl River, New York 10965

Dr. William Brady  
Amgen Inc.  
51 University Street  
Seattle, Washington 98101-2936

Re: Peter S. Linsley et al. entitled "LIGAND FOR CD28 RECEPTOR ON B CELLS AND METHODS," U.S. Serial No. 08/219,200, filed March 29, 1994, which is a file wrapper continuation of U.S. Serial No. 722,101, filed June 27, 1991, now abandoned, which was a continuation-in-part of U.S. Serial No. 547,980, filed July 2, 1990, now abandoned, which was a continuation-in-part of U.S. Serial No. 498,949, filed March 26, 1990, now abandoned; BM Ref. ON0065C; M&A Ref. 30436.11US01

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Dear Drs. Linsley, Ledbetter, Damle and Brady:

I enclose copies of the above-referenced U.S. Patent Application including originally-filed claims 1-66, currently pending claims 79-94, and an original Combined Declaration and Power of Attorney.

Please review the enclosed application and pending claims then sign and date the Combined Declaration and Power of Attorney where indicated, in black ink. Please return, before November 11, 2002, the executed Combined Declaration and Power of Attorney to us by facsimile, and the original by courier using the enclosed self-addressed, prepaid, Federal Express envelope.

Failure to return the executed documents by the November 11, 2002 date will be viewed as a refusal to sign.

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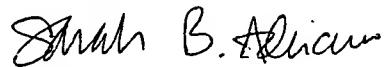
Dr. Peter S. Linsley et al.

October 15, 2002

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If you have any questions or comments, please contact me. Thank you for your cooperation.

Sincerely,



Sarah B. Adriano

SBA/RDG/rmpd

Enclosure

cc: Audrey F. Sher, Esq., Associate Counsel – Patents, Bristol-Myers Squibb Company  
(with enclosures)